

inform the House that the Senate has passed

S. C. R. No. 4, Providing for a joint session this afternoon at 4 p. m. relative to funeral services for former Governor P. H. Bell.

Respectfully,
MORRIS C. HANKINS,
Assistant Secretary of the Senate.

TO PROVIDE FOR FUNERAL SERVICES.

The Speaker laid before the House, for consideration at this time, the following resolution:

S. C. R. No. 4, Providing for funeral services for Hon. Peter Hansborough Bell and wife.

Whereas, The Legislature, at a recent session, made appropriation for the purpose of taking up the remains of Texas heroes and officials who had served our State well in their day and time, and whose bodies had been buried in various parts of Texas and in other States with their graves unmarked and, in many instances, lost, said appropriation having been placed in the hands of Honorable L. W. Kemp of Houston, an outstanding Texas citizen who is devoting his time to the work of taking up the bodies and bringing them to Austin and re-interring them in the State Cemetery; and

Whereas, Mr. Kemp has the bodies of former Governor Peter Hansborough Bell and wife now in Austin to be re-interred this afternoon in the State Cemetery; and

Whereas, It would be fitting that the State Legislature, now in session, attend the funeral services of former Governor Bell and wife; therefore, be it

Resolved by the Senate, the House of Representatives concurring, That the two legislative bodies attend the funeral services to be held in the House of Representatives at 4 p. m., January 29, 1930.

The resolution was read second time and was adopted.

RECESS.

On motion of Mr. Hardy, the House, at 12:30 o'clock p. m., took recess to 2:25 o'clock p. m. today.

AFTERNOON SESSION.

The House met at 2:25 o'clock p. m. and was called to order by the Speaker.

COMMITTEE OF THE WHOLE HOUSE.

On motion of Mr. Purl, the House, at 2:30 o'clock p. m., resolved itself into a committee of the whole House for the purpose of considering penitentiary matters.

(In Committee of the Whole House. Speaker Barron in the chair.)

IN THE HOUSE.

(Mr. Barron in the chair.)

Mr. Barron, Chairman of the Committee of the Whole House, at 3:55 o'clock p. m., reported to the House that the Committee desired to rise, report progress and ask leave to sit again at 9:59 o'clock a. m. tomorrow.

The House adopted the report.

RECESS.

On motion of Mr. DeWolfe, the House, at 3:55 o'clock p. m., took recess until 9:59 o'clock a. m. tomorrow.

SIXTH DAY.

(Continued.)

(Thursday, January 30, 1930.)

The House met at 9:59 o'clock a. m. and was called to order by Speaker Barron.

COMMITTEE OF THE WHOLE HOUSE.

On motion of Mr. McGill, the House, at 10 o'clock a. m., resolved itself into a Committee of the Whole House for the purpose of considering penitentiary matters.

(In Committee of the Whole House. Mr. Barron in the chair.)

IN THE HOUSE.

(Mr. Barron in the chair.)

Mr. Barron, Chairman of the Committee of the Whole House, reported to the House that the Committee desired to rise, report progress and ask leave to sit again at 2 o'clock p. m. today.

The House adopted the report.

BILL RE-REFERRED.

On motion of Mr. McCombs, House bill No. 14 was withdrawn from the Committee on Penitentiaries and re-

ferred to the Committee of the Whole House.

INVITING HON. CARL WILLIAMS TO ADDRESS LEGISLATURE.

Mr. Bateman offered the following resolution:

H. C. R. No. 16, Inviting Hon. Carl Williams to address Legislature.

Whereas, The Hon. Carl Williams, cotton member of the Federal Farm Board, is at this time in Texas, for the purpose of advising regarding a program in the State designed to make available to Texas cotton farmers the cotton marketing facilities sponsored by the Federal Farm Board; and

Whereas, The subject of cotton marketing is a matter of the deepest concern to the citizenship of this State and it is very desirable that the fullest possible understanding of the Farm Board's program be had; therefore, be it

Resolved, That the Hon. Carl Williams be invited to address a joint session of the House and Senate of this Legislature at such time as he may conveniently appear before it.

Signed—Bateman, McDonald, Westbrook, Giles, Hopkins.

The resolution was read second time and was adopted.

RELATIVE TO POLICY OF REAL ESTATE BROKERS' BOARD OF THE STATE OF WISCONSIN.

Mr. Johnson of Dimmit offered the following resolution:

H. C. R. No. 14, Relative to real estate brokers' policy.

Whereas, The Real Estate Brokers' Board of the State of Wisconsin has declined to permit certain realtors from the State of Texas, or representing development projects in the State of Texas, to operate in said State of Wisconsin, or to solicit tourists therein to visit the State of Texas to personally view and inspect the resources and opportunities in Texas, even though such board may be convinced and satisfied of the good character of such operators and the soundness of the project and territory involved; and

Whereas, It is recognized in every State of the Union that Texas is still young in the development of its great natural resources, and offers opportunities in its fertile soil, and semi-tropical climate, to the homeseeker and investor unexcelled, if not unequalled anywhere; and

Whereas, We recognize and deplore and do not condone the fact, that in

Texas as elsewhere in the land and development business as in any other business or profession there are some individuals who do not deport themselves or their projects on the highest basis of honesty and fair dealing, and we recognize the right and duty of any officer in any State to, as far as is possible, protect its citizenship from the class last named; but we respectfully urge the further fact that to exclude operators regardless of their character or the merits of their projects is not in keeping with the relations of comity between the States, and in fact would result in a practical denial to the citizens of the State invoking the bar of their right to be informed upon and to investigate opportunities for their own probable betterment; therefore, be it

Resolved by the Legislature of the State of Texas, That we most respectfully invite a reconsideration by the Real Estate Brokers' Board of Wisconsin, of its action aforesaid and the establishment of a policy in keeping with the facts herein recited, to the end that justice may be done all concerned; be it further

Resolved, That an authenticated copy of this resolution be forwarded by the Governor of the State of Texas, to the Governor and the Board of the State of Wisconsin.

The resolution was read second time and was adopted.

RECESS.

Mr. Finlay moved that the House adjourn until 1:30 o'clock p. m. today.

Mr. Justiss moved that the House recess to 1:59 o'clock p. m. today.

The motion of Mr. Justiss prevailed, and the House, accordingly, at 12 o'clock m., took recess to 1:59 o'clock p. m. today.

AFTERNOON SESSION.

The House met at 1:59 o'clock p. m. and was called to order by the Speaker.

INVITATION FROM MRS. DAN MOODY.

The Speaker laid before the House and had read the following invitation:

Executive Mansion,
Austin, Texas.

Observing her regular "At Home" day, February 4th, Mrs. Dan Moody will entertain, honoring the Legislative ladies.

All ladies of the House of Representa-

tives are cordially invited to be present and to receive with Mrs. Moody, Tuesday, from 4 to 6 o'clock, Governor's Mansion.

COMMITTEE OF THE WHOLE HOUSE.

On motion of Mr. Hardy, the House, at 2:10 o'clock p. m., resolved itself into a Committee of the Whole House for the purpose of considering penitentiary matters.

(In Committee of the Whole House. Mr. Barron in the chair.)

IN THE HOUSE.

(Mr. Barron in the chair.)

Mr. Barron, Chairman of the Committee of the Whole House, reported to the House that the Committee desired to rise, report progress, and ask leave to sit again at 10 o'clock a. m. tomorrow. The House adopted the report.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, January 30, 1930.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed:

S. C. R. No. 5, Inviting Hon. Carl Williams, cotton member of the Federal Farm Board, to address a joint session of the House and Senate.

Respectfully,

MORRIS C. HANKINS,
Assistant Secretary of the Senate.

HOUSE BILLS ON FIRST READING.

The following House bills, introduced today, were laid before the House, read severally first time and referred to the appropriate committees, as follows:

By Mr. Stevenson:

H. B. No. 11, A bill to be entitled "An Act to validate the organization and creation of all school districts, including common school districts, independent school districts, consolidated common school districts, consolidated independent school districts, county line school districts, consolidated county line school districts and rural high school districts, whether created by general or special law or county boards of trustees; validating the acts of said county boards of trustees and boards of such districts; validating all proceed-

ings and acts of said boards of trustees heretofore taken by such boards of trustees; validating all bonds authorized and sold and now outstanding of said districts; validating all tax levies made in behalf of said districts, and declaring an emergency."

Referred to Committee on Education.

By Mr. Stevenson:

H. B. No. 12, A bill to be entitled "An Act to repeal Chapter 67, Special Laws of the Thirty-second Legislature of 1919, entitled 'Mason County Road System, Creation of,' and all amendments thereto, and declaring an emergency."

Referred to Committee on Highways and Motor Traffic.

By Mr. Stevenson:

H. B. No. 13, A bill to be entitled "An Act making it unlawful for any person to transport any live wolf, or to possess or receive for the purpose of transporting or turning loose or to turn loose any live wolf, providing that it shall not be unlawful for certain persons to transport, possess or receive any live wolf for exhibition purposes; prescribing penalties, and declaring an emergency."

Referred to Committee on Game and Fisheries.

By Mr. Turner:

H. B. No. 14, A bill to be entitled "An Act providing for the reorganization of the penitentiary of the State of Texas; for the purchase of lands thereof; for construction of a central prison plant; empowering and delegating the Texas Prison Board to select a proper site for said new prison plant, and to contract for and supervise the construction thereof; providing for the manufacturing and supplying the Board of Control merchandise and supplies for State use by the prison system; authorizing and directing the State Board of Control and the State Highway Commission to purchase from the State Prison Board certain materials, supplies and labor needed for State use; making an appropriation to be used in carrying out the provisions of this act, and declaring an emergency."

Referred to Committee on Penitentiaries; re-referred to the Committee of the Whole House.

RECESS.

On motion of Mr. Anderson, the House, at 5:40 o'clock p. m., took recess to 9:59 o'clock a. m. tomorrow.

APPENDIX.

STANDING COMMITTEE REPORTS.

The following committees have today filed favorable reports on bills, as follows:

Penitentiaries: House bills Nos. 10 and 7.

State Affairs: House concurrent resolution No. 8.

SIXTH DAY.

(Continued.)

(Friday, January 31, 1930.)

The House met at 9:59 o'clock a. m., and was called to order by Speaker Barron.

MESSAGE FROM THE GOVERNOR.

Mr. Mark Wiginton, assistant secretary to the Governor, appeared at the bar of the House and, being duly announced, presented the following message from the Governor, which was read to the House, as follows:

Executive Office,
Austin, Texas, January 29, 1930.

To the Members of the House of Representatives:

Attached hereto is a copy of the original report of the State Auditor. I am advised the Auditor has copies available for members of the House, upon request.

Respectfully submitted,
DAN MOODY,
Governor.

SPECIAL REPORT OF THE STATE AUDITOR AND EFFICIENCY EXPERT.

Austin, Texas, January 27, 1930.

Hon. Dan Moody, Governor; Hon. Barry Miller, Lieutenant Governor; Hon. W. S. Barron, Speaker of the House of Representatives, the Legislature of Texas.

Gentlemen: There is transmitted herewith a special report of the State Auditor and Efficiency Expert. The report contains a resume of certain findings resulting from investigations conducted by this office.

The unsatisfactory conditions disclosed, many of long standing, are brought to your attention for such action as may be deemed proper. Look-

ing to their rectification, the Auditor is taking the liberty of offering a number of suggestions, which it is believed, if adopted, will effect improvements and economies in the administration of the fiscal affairs of the State.

Respectfully submitted,

MOORE LYNN,
State Auditor and Efficiency
Expert.

Introduction.

The First Called Session of the Forty-first Legislature passed the Act of May 2, 1929, creating the office of State Auditor and Efficiency Expert.

Under the provisions of the act, he is authorized to inspect the books of accounts and records of all offices, departments and establishments of the State government. On concluding such investigations, he is required to render a report on the efficiency of the subordinate employes, the status and conditions of public funds, and any duplication of work done by the department examined and other departments.

The purpose of the legislation is twofold: first, the protection of public funds; and second, the introduction of sound business principles in State activities. In the furtherance of these objects, the law imposes upon the Auditor the duty of informing the Governor and the Legislature of changes deemed necessary to provide for adequate systems of accounting in the several departments and of reporting all derelictions of duty and breaches of trust of fiscal officers.

Preparatory to making complete audits of departments, a preliminary survey of the structural organization of the State government has been undertaken. This has disclosed certain conditions to which immediate attention should be given. These are presented in the following paragraphs.

3. Failure of Comptroller's Audit of Treasury.—A perusal of the laws governing the offices of State Treasurer and State Comptroller discloses the fact that the Legislature years ago provided, by appropriate statutes, an adequate system by which the Comptroller would at all times know exactly the amount of cash and securities required to be in the hands of the Treasurer, thus giving the Comptroller an accounting "control" over the accounts of the Treasurer and a means for carrying on a continuous audit of the Treasurer's accounts. Both officers were specifically directed to keep these records, and the Comp-